

Individual Mandates

Chief Area	OSDH Service Area(s)	Program Name/Description	Statute	Administrative Code	Funding Source(s)	Unfunded Mandates	Details/Notes
Chief Protective Officer	Long Term Care	Assisted Living Centers	63 O.S. § 1-890.4 63 O.S. §; 1-1001.5; 63 OS§ 1-1001.7	OAC 310:663	42% fees, 58% appropriation		Category of facility licensed by Long Term Care
Chief Protective Officer	Consumer Health Service	Bedding Industry	63 O.S. § 1-1002.1 et. Seq.	OAC 310:215	22% fees, 78% appropriation		
Chief Protective Officer	Consumer Health Service	Bunk Beds- Whitney Sparks Act	OAC 310:220	OAC 310:220	Subsidized with state		
Chief Health Services Officer	contract	Child Day Care Inspections	contract; 10 O.S. § 404	OAC 340:110-1-17	DHS payment of \$100 per inspection		
Chief Health Services Officer	Injury Prevention Service; Maternal Child Health	Child Death Review Board	10 O.S. §; 10-1150.3		Federal or state for staff PIN		27-member body conducting case reviews of child mortality, related policies. OSDH Commissioner
Chief Health Services Officer	Family Support and Prevention Service	Child Guidance	63 O.S. § 1-208; 310:525-3-1	OAC 310:525-3-1	State and Millage Dollars		
Chief Health Services Officer	Family Support and Prevention Service	Children First	63 O.S. § 1-110.1	OAC 310:528	State, Millage, Medicaid		
	Injury Prevention Service	Concussion Management Information	70 O.S. § 24-155		Federal or state for staff PIN		Mandated concussion resources website for informing school districts and sports organizations on head injury.
Chief Protective Officer	Long Term Care	Dementia Care Training - Board of Health to Promulgate Rules	Enr. HB 1620 eff. 11/1/2017; 63 O.S. § 1-1991	42 CFR 483.152(b)(5)	Subsidized with state		
Chief Health Services Officer	Community and Family Health Services	Dental Health Service	63 O.S. § 1-114.2 & 63 O.S. § 1-2712	OAC 310:526-1-1	Subsidized with state		
Chief Protective Officer	Consumer Health Service	Drugs, Devices and Cosmetics and Implantation of Microchip or Permanent Marks	63 O.S. § 1-1401 et. Seq.	OAC 310:240	Subsidized with state		
Chief Protective Officer	Emergency Medical Services	Emergency Medical Services	63 O.S. §1-2501	OAC 310:641	42% fees, 58% appropriation		
Chief Protective Officer	Medical Facilities Service	Health Facility Plan Reviews	63 O.S. §1-707; 63 O.S. § 1-860.5; 63 O.S. § 1-1908	OAC 310:667	42% fees, 58% appropriation		
Chief Protective Officer	Medical Facilities Service	Hospital Licensure	63 O.S. § 1-704; 63 O.S. § 1-705; 63 O.S. § 1-711	OAC 310:667	51% fees, 49% appropriation		
Chief Protective Officer	Health Resources Development Service	Jail Inspections	74 O.S. § 192	OAC 310:670	100% appropriation	X	
Chief Protective Officer	Health Resources Development Service	Nurse Aide Registry	63 O.S. § 1-1950.3	OAC 310:677; OAC 310:2-15-3	30% fees, 70% appropriation		Registry and background checks of nurse aides, primarily employed in long-term care facilities
Chief Protective Officer	Long Term Care	Nursing and Specialized Facilities	63 O.S. §1-1901; 42 U.S.C. § 1395i-3	OAC 310:675	13% fees, 87% appropriation		Category of facility licensed by Long Term Care
Chief Health Services Officer	Family Support and Prevention Service	Office of Child Abuse Prevention (OCAP) Oklahoma Child Abuse Prevention Act	63 O.S. § 1-227.1	OAC 310:529-3	Subsidized with state	X	
Chief Protective Officer	Consumer Health Service	Public Bathing Places	63 O.S. § 1-1013	OAC 310:315	58% fees, 42% appropriation		
Chief Protective Officer	Long Term Care	Residential Care Homes	63 O.S. § 1-820; OAC 310:680	OAC 310:680	11% fees, 89% appropriation		Category of facility licensed by Long Term Care
Chief Protective Officer	Consumer Health Service	Sanitarians and Environmental Specialists	59 O.S. § 1150	OAC 310:345	30% fees, 70% appropriation		
Chief Protective Officer	Long Term Care	Adult Day Care Centers	63 O.S. § 1-874	OAC 310:605	11% fees, 89% appropriation		Category of facility licensed by Long Term Care
Chief Protective Officer	Medical Facilities Service	Ambulatory Surgical Care Centers	63 O.S. §2660	OAC 310:615	19% fees, 81% appropriation		

Chief Governmental and Regulatory Affairs Officer	Center for Health Innovation and Effectiveness	Oklahoma Volunteer Charitable Healthcare Provider Program	51 O.S. Supp. 2007, SS 152 and 152.2	OAC 310:2-27-4		X	Program offers state tort immunity from liability to health care providers who provide care to medically indigent persons at a free clinic, and who are working within the scope of employment of a charitable health care provider. The OVCHPP also offers healthcare providers state tort immunity from liability in instances where a patient is referred from a free clinic to another charitable healthcare provider for medical services.
Chief Protective Officer	Consumer Health Service	Manufactured food inspection and regulation	63 O.S. § 1-1101; 63 O.S. § 1-11	OAC 310:225, OAC 310:257, OAC 310:260, OAC 310:390			Program for inspection of manufactured foods, such as those in vending machines. Does not include inspection of restaurant prepared food (see "Food Service Inspection and Certification")
Chief Protective Officer	Consumer Health Service	X-Ray diagnostic testing and permits	63 O.S. § 1-291.1	OAC 310:281			
Chief Protective Officer	Consumer Health Service	Body Piercing and Tattooing	21 O.S. § 21-842.3	OAC 310:233			
Chief Health Services Officer	Consumer Health Service	Hearing Aid Dealers and Fitters	63 O.S. §1-1750	OAC 310:265	100% fees		
Chief Protective Officer	Consumer Health Service	Licensed Genetic Counselors	63 O.S. § 1-561 et seq.	OAC 310:406	100% fees		
Chief Protective Officer	Consumer Health Service	Retail Food Service, Hotels, Motels	63 O.S. §1-1118	OAC 310:257	100% fees		Program for inspection of prepared foods in restaurants, under Oklahoma Food Code.
Chief Protective Officer	Medical Facilities Service	Workplace Drug and Alcohol Testing	40 O.S. § 551 et seq.	OAC 310:638	99% fees, 1% appropriation		
Chief Health Services Officer	Screening and Special Services	Oklahoma Childhood Lead Poisoning Prevention Program	63 O.S. § 1-114.1	OAC 310:512			
Chief Health Services Officer	Screening and Special Services	Newborn Screening Program	63 O.S. § 1-533	OAC 310:550			
Chief Health Services Officer	Screening and Special Services	Newborn Hearing Screening Program	63 O.S. § 1-543	OAC 310:540			
Chief Health Services Officer	Screening and Special Services	Stem Cell Cures and Therapy Reporting	63 O.S. § 270.1	OAC 310:551-1-1			Mandated reporting for institutions engaging in stem cell research, annual report to Governor and Legislature
Chief Health Services Officer	Screening and Special Services	Oklahoma Birth Defects Registry	63 O.S. § 1-550.2	OAC 310:550-19-1			
Chief Health Services Officer	Nursing Service	Clinical Practice Physician Approved Protocols	63 O.S. § 1-290.2				
Chief Protective Officer	Consumer Health Service	Medical Micropigmentation Certification	63 O.S. § 1-1450	OAC 310:234			
Chief Protective Officer	Quality Improvement and Evaluation	National Practitioner Data Bank Reporting					OSDH is required to report sanction of licensed health care entities and providers to federal database
Chief Protective Officer	Medical Facilities Service	5 (Federal)	42 USC 11131	45 CFR 60	Subsidized with state		
Chief Protective Officer	Medical Facilities Service	Home Care Agencies	63 O.S. § 1-1960	OAC 310:662			
Chief Protective Officer	Medical Facilities Service	Hospice	64 O.S. § 1-860.1	OAC 310:661			
Chief Protective Officer	Long Term Care	Long Term Care	63 O.S. §1-1901; 42 U.S.C. § 131	OAC 310:680; OAC 310:2-29			Facility Licensure and certificates of need for various long term care facilities including nursing homes, assisted living centers, residential care homes, adult day centers, etc.
Chief Protective Officer	Medical Facilities Service	Birthing Centers	63 O.S. §1-702a	OAC 310:616			
Chief Protective Officer	Injury Prevention Service	Traumatic Brain Injury	63 O.S. §1-291.1				
Chief Health Services Officer	Family Support and Prevention Service	Sooner Start	70 O.S. §13-123				
Chief State Epidemiologist	Acute Disease	Public Health Investigation and Disease Detection of Oklahoma	63 O.S. § 1-503	OAC 310:515-1			
Chief State Epidemiologist	Acute Disease	Tuberculosis Program	63 O.S. § 1-402	OAC 310:521-3-1			
Chief Health Services Officer	Maternal and Child Health	Maternal and Child Health	63 O.S. § 1-231				
Chief Health Services Officer	Maternal and Child Health	Family Planning	63 O.S. § 2074	OAC 310:530			

Chief Protective Officer	Consumer Health Service	Consumer Protection Licensing Advisory Council	63 O.S. §1-103a.1(c)		7-member body advising OSDH, Board of Health appoints 1 member. OSDH must consider input on rulemaking
Chief Protective Officer	Emergency Systems	Trauma and Emergency Response Advisory Council	63 O.S. §1-103a.1(d)		7-member body advising OSDH, Board of Health appoints 1 member. OSDH must consider input on rulemaking
Chief Protective Officer	Emergency Systems	Regional Trauma Advisory Boards	63 O.S. §1-2530.5		Board representing individuals, hospitals in geographic areas in statewide trauma systems planning.
Chief Health Services Officer	Community and Family Health Services	Infant and Children's Health Advisory Council	63 O.S. §1-103a.1(e)		7-member body advising OSDH, Board of Health appoints 1 member. OSDH must consider input on rulemaking.
Chief Health Services Officer	Center for Wellness	Advancement of Wellness Advisory Council	63 O.S. §1-103a.1(f)		7-member body advising OSDH, Center supports the Advancement of Wellness Advisory Council.
Chief Health Services Officer	Center for Wellness	Osteoporosis prevention and awareness	63 O.S. §1-260.4		Linked to Advancement of Wellness Council
Chief Protective Officer	Medical Facilities Service	Home Care, Hospice and Palliative Care Advisory Council	63 O.S. §1-103a.1(g)		9-member body advising OSDH, Board of Health appoints 1 member. OSDH must consider input on rulemaking
Groups with State Commissioner of Health or Designee Membership					
Chief Health Services Officer	Family Support and Prevention Service	Oklahoma Partnership for School Readiness	10 O.S. §601.80		OPSR guides Head Start/Early Childhood programs, under 42 USC 9837b and 10 O.S. §601.80. State Commissioner is named as a member, OSDH assists with annual reporting.
Chief Health Services Officer	Family Support and Prevention Service	Home Visitation Leadership Advisory Council		Optional?	Linked to OPSR, guides coordination and funding for Home Visitation Programs
Chief Protective Officer	Consumer Health Service	Food Service Advisory Council	63 O.S. §1-106.3	OAC 310:257	14-member body advising OSDH/Board of Health, 9 members appointed by Commissioner of Health
Chief Protective Officer	Medical Facilities Service	Hospital Advisory Council	63 O.S. §1-707	OAC 310:667	9-member body advising OSDH/Board of Health, appointed by Commissioner of Health
Chief Protective Officer	Long Term Care	Long-Term Care Facility Advisory Board	63 O.S. § 1-1923		27-member body advising OSDH, OSDH must provide clerical staff.
Chief Protective Officer	Long Term Care	State Council on Aging	63 O.S. § 1-2216	OAC 340:105-10-12	30-member body advising DHS, OSDH Commissioner or designee named as a member.
Chief Governmental and Regulatory Affairs Officer	Center for Health Statistics	Health Care Information Advisory Committee	63 O.S. §1-122	OAC 310:9-7-1	35-member committee providing input to OSDH for data collection under the act, 17 members appointed by OSDH Commissioner
Chief Protective Officer	Consumer Health Service	Sanitarian and Environmental Specialist Registration Advisory Council	59 O.S. § 1150.5 et seq.	OAC 310:345-1-2	9-member body advising OSDH/Board of Health, OSDH Commissioner or designee named as a member, appoints 2 state-employee members
Chief Protective Officer	Long Term Care	Oklahoma State Board of Examiners for Long-Term Care Administrators	63 O.S. § 330.52	OAC 490:1-3-1	15-member body, separate state agency. OSDH Commissioner or designee has one membership.
Chief Governmental and Regulatory Affairs Officer	Partnerships	Governor's Oklahoma United We Ride Council	E.O. 2015-11		12-member body, advising on transportation services. OSDH Commissioner or designee has one membership representative.

Chief Protective Officer	Injury Prevention Service	Suicide Prevention Council Membership	43A O.S. § 12-104		Federal or state for staff PIN		27-member body, advising on statewide suicide prevention program recommendations. OSDH Commissioner appoints 2 members.
Chief Health Services Officer	Center for Wellness	Oklahoma Plan for Comprehensive Treatment of Chronic Obstructive Pulmonary Disease Act.	63 O.S. §1-450				Currently no work is being done beyond tobacco prevention/cessation efforts. No funding. OCCR operations were moved to CHS in May 2017 while the funding, PI and admin support remain in CAW. The move allows for OCCR staff to have more analytics support, but the program cannot be separated from the Cancer Prevention & Control Program, which is within the chronic disease unit of CAW.
Chief Governmental and Regulatory Affairs Officer	Center for Wellness/Center for Health Statistics	Tumor Registry	63 O.S. §1-551.1; 63 O.S. §1-556	OAC 310:567	Federal and state funds		Cancer is included. There is an annual legislative report listed, but CAW is unaware if the mandate is currently being or has been previously fulfilled.
Chief Governmental and Regulatory Affairs Officer	Center for Wellness/Center for Health Statistics	Investigations and other actions - Compilation and evaluation of information.	63 O.S. §1-552				
Chief Health Services Officer	Protective Health/Center for Advancement of Wellness	Clean Air in Restaurants Act - Restaurant rebate program	63 O.S. §1-1515				
Chief Health Services Officer	Center for Wellness	Oklahoma Tobacco Use Prevention and Cessation Act	63 O.S. §1-229.1 et seq.	OAC 210:15-26	Federal, state and revolving funds		Tobacco Prevention programs & annual state plan submission
Chief Health Services Officer	Center for Wellness	Oklahoma Breast and Cervical Cancer Act	63 O.S. §1-554 et seq.	OAC 310:566-567	Federal, state and revolving funds		Take Charge! program & annual legislative report
Chief Health Services Officer	Center for Wellness	Quality Afterschool Opportunities Act to Reduce Childhood Obesity and Improve Academic Performance	63 O.S. §1-559 et. seq				
Chief Health Services Officer	Center for Wellness	Oklahoma Certified Healthy Communities Act	63 O.S. §2060		Federal and revolving funds		Recognition program only
Chief Protective Officer/Chief Health Services Officer	Consumer Health Service/Center for Wellness	Tanning Facilities	63 O.S. § 7302		Subsidized with state	Future regulations	CAW has drafted the proposed rules and is handling all public inquiries.
Chief Health Services Officer	Center for Wellness	Oklahoma Certified Healthy Schools Act	63 O.S. §2061		Federal and revolving funds		Recognition program but also includes the Incentive Grant program subject to the availability of funds
Chief Health Services Officer	Center for Wellness	Oklahoma Organ Donor Education and Awareness Program Revolving Fund	63 O.S. §2220.3	OAC 210:15-18-1	Revolving funds		The Center is responsible for contracting with Life Share each year (§63-2200.20A) on the public education campaign. Linked to Advancement of Wellness Advisory Council
Chief Health Services Officer	Center for Wellness	Diabetes prevention reporting	63 O.S. §7301		Federal funds		The Center is responsible for the OSDH side of the report.
Chief Health Services Officer	Center for Wellness	Diabetes Training	70 O.S. § 1210.196.5	OAC 310:590	Federal or state for staff PIN		The Center is responsible for defining standards and training for the prevention of diabetes.
Chief Health Services Officer	Center for Wellness	Oklahoma Leukemia and Lymphoma Revolving Fund	68 O.S. §2368.15		Revolving funds		The Center works with the identified voluntary organization and monitors the contract.
Chief Health Services Officer	Maternal and Child Health / Center for Wellness	Department of Health for Healthy and Fit School Advisory Committees	70 O.S. §24-100b		Federal funds		
Chief Protective Officer/Chief Health Services Officer	Protective Health/Center for Wellness	Smoking in Public Places and Indoor Workplaces Act	63 O.S. § 1-1521 et seq. 21 OS § 1247	OAC 310:355	Subsidized with state		

Chief Health Services Officer

WIC

[WIC: Voter Registration](#)

[P.L. 103-31](#)

7 CFR 246; OAC 310-410

Federal or state for staff PIN

x

Unfunded mandate, P.L. 103-31 requires state agencies offering federal public assistance to assist w/ voter registration; WIC is federally funded through USDA, but voter reg. component is unfunded.

Word Document Reference

Long Term Care
Facility Services Division
Traumatic Brain Injury
Sooner Start
Public Health Investigation and
Disease Detection of
Oklahoma
Tuberculosis Program

Maternity and Prenatal Health
Family Planning
Alternatives to Abortion
Public Health Laboratory
Office of Scientific and
Research Integrity
Clinical Practice Physician
Approved Protocols
[HIV/STD Prevention and
Intervention
Care Delivery](#)
Surveillance and Analysis
Immunization
Catastrophic Health
Emergency Task Force
Membership
[Advance Directives](#)

Cancer Registry - Operations
Vital Statistics
Health Care Information

Notes

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hority related to Individuals with Disabilities Act (IDEA) under federal law

o implementing division for IRB and Human Subjects Protections, as mandated under Federal Law for ag

o the usage of physician protocols, which also relate to the Oklahoma Nursing Practice Act (63 O.S. 567.3

o the non-Ryan White portions of HIV within state law and the general portions of STD programs in state
pecifically to the Ryan White HIV Care Delivery, within Acute Disease/HIV/STD

o the broader surveillance and mandated reporting of disease within HIV/STD

tly referred to within state law Title 70 (Schools), indirect references in terms of laboratory, reportable d

o the task force named in 63 O.S. Section 6101, which references OSDH and the Emergency Preparednes

o Cancer Registry, previously under Chronic Disease and now operated under Center for Health Statistics:
pes of statistics with separate law authorization and rules...how to cite? Grouped Vital Statistics with Ab
Health Care Information System Act has multiple types of statistics with separate law authorization and

encies receiving HHS Funding.

3)

law

disease, health information exchange, emergency powers, etc. in Title 63. Also has numerous federal leg

ss and Response division

s

ortion-related reporting
rules...how to cite?

isolation, but not sure if it's considered mandatory

Program Name/Description	Statute/Administrative Code	Administrative Code
Advisory Committee on Services to Persons with Developmental Disabilities	10 O.S. § 1412	OAC 340:100-3-25
Health Care Workforce Resources Board	74 O.S. § 3202.2	
Child Abuse Training and Coordination Council	63 O.S. § 1-227.9	
Vulnerable Adult Intervention Task Force	43A O.S. § 10-112	
Hazardous Substances	63 O.S. § 1-1602; 63 O.S. § 1-1608	
Childrens Shelter Annual Inspection	10A O.S. §; 1-9-111 (D)	OAC 340:110-3-167
Abatement and Control of Noise	63 O.S. § 1-1512	
Okahoma Sleep Diagnostic Testing Regulation Act	63 O.S. § 1-7200.5	
Community Paramedic	63 OS § 1-2503-2505	OAC 310:641-5
Residents and Family State Council	63 O.S. § 1-1923.1	

Funding Source(s)	OSDH Area(s)	Required / Optional / Cancelled	Recommended for Transfer
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Ended/phased out at the end of 2016.

Family Support and Prevention Service
 Inactive, phased out after 2006 report
 Inactive, merged under Infant and Childrens Health Advisory Council

Subsidized with state	N/A	Transferred
Subsidized with state	N/A	Transferred
Subsidized with state		

Subsidized with state

Subsidized with state	Emergency Systems
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Subsidized with state	N/A
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Details/Notes

21-member body advising DHS on programs for clients with disabilities, OSDH designee named as member, subject to change based on OKDHS committee bylaws.

19-member body chaired by OSRHE. OSDH Commissioner or designee named as a member. Inactive after 2006 report was released.

22-member body, appointed by OCCY. Advises OSDH. OSDH has two membership representatives (one from MCH, one from overall agency)

11-member body advising DHS, ODMHSAS, OSDH Commissioner or designee named as a member.

Rules established by DEQ

Rules established by OKDHS

Not yet implemented

Not Yet Implemented

OSDH EMS division has defined rules for paramedics, but not yet defined specific rules for "**community paramedics**"

ies at long-term care facilities, guiding individual orgs. and the Long-Term Care Advisory Facility Advisory Board